



Grand Junction Field Office
and
McInnis Canyons
National Conservation Area

Special Recreation
Permit Policy

Effective Date:
February 3, 2006

This policy ensures that all Bureau of Land Management Special Recreation Permits (SRP or permit) are administered consistently by the BLM Grand Junction Field Office (GJFO) and McInnis Canyons National Conservation Area (NCA). Throughout this policy any reference to GJFO will include both the Grand Junction Field Office and the McInnis Canyons National Conservation Area.

All activities requiring an SRP on BLM Public Lands, within the GJFO and McInnis Canyons NCA, will comply with this policy, the Colorado BLM State policy, as well as policy identified in BLM H-2930-1 with authorities from 43 CFR 2930.

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Uses Requiring an SRP:

1. A **commercial permit** is required when anyone intends to use public lands and related waterways, on a recreational basis, for business or financial gain.

- “When any person, group or organization makes or attempts to make a profit, receive money, amortize equipment or obtain goods or services as compensation from participants in recreational activities occurring on public lands, the use is considered commercial.
- An activity, service or use is commercial if anyone collects a fee or receives other compensation that is not strictly a sharing of, or is in excess of, actual expenses incurred for the purposes of the activity, service or use.
- Commercial use may also be characterized by public advertising for participants or situations where a duty of care or expectation of safety is owed participants by service providers as a result of compensation.
- Use by scientific, education, and therapeutic institutions or non-profit organizations is considered commercial when the above criteria are met and subject to a permit when the above conditions exist. Non-profit status of any group or organizations does not, in itself, determine whether an event or activity arranged by such a group or organization is non-commercial. Profit-making organizations are automatically classified as commercial, even if that part of their activity covered by the permit is not profit making.” (BLM Handbook H-2930-1)

***NOTE:** Non-profit organizations engaged in fundraising activities are commercial in nature. Fundraising events require a permit and will be subject to fees.

2. A **competitive permit** means any organized, sanctioned or structured use, event or activity on public land in which two or more contestants compete and either of the following elements apply:

- Participants register, enter or complete an application for the event; or
- A predetermined course or area is designated; or
- One or more individuals contesting an established record such as speed or endurance.

3. **Vending**—Vending permits are temporary, short-term, non-exclusive, revocable authorizations to sell goods or services on public lands in conjunction with a recreation activity. Vending permits must support recreation management objectives identified in land use plans.

4. **Special Area Use**—Permits may be required for individual (private, non-

commercial) recreation use in Special Areas. Special Areas are areas officially designated by statute or Secretarial order including: components of the National Trails System, the National Wild and Scenic Rivers System, the National Wilderness System, National Conservation Areas and Monuments or National Recreation Areas.

5. Organized Group Activity and Event Use—Organized group/event permits are for group outdoor recreation activities or events which are neither commercial or competitive activities. The authorized officer, in accordance with this policy, determines when a permit is required based on planning decisions, resource concerns, user conflicts, public health and safety, and/or the need for monitoring.

Organized groups that do not need a permit may need a letter of agreement with the BLM Grand Junction for certain activities.

Commercial activities with limited annual use may be issued an event permit and subject to the requirements of an event permit.

BLM SRP Policy:

All commercial, competitive, special area use and organized group activity, as well as event use on BLM's Public Lands, meeting the above criteria, must be authorized by a SRP before any activity occurs. SRPs are issued at the discretion of the authorized officer who may, at any time and without prior notice, choose not to issue permits for certain activities or use areas. Such decisions could be based on a variety of factors such as planning decisions, potential resource impacts, existing outfitters in the same area, overcrowding, past poor performance, climatic conditions and others.

Timelines for GJFO SRP Processing and Administration:

Commercial Permits:

- August 1 through August 31—BLM accepts applications from new applicants and renewing applicants for the following year.
- September 1 through September 30—BLM will notify the applicant that the application has been received and request any additional information.
- October 1 through October 31—BLM will solicit public comment on the applicant's proposal.*
- November 1 through November 30—BLM review panel reviews applications and public comment. BLM will notify applicant if further environmental review is necessary.
- December 1 through December 30—BLM will notify applicant regarding permit approval or denial.
- January 1 through January 31—Post-use reports and fees due to the BLM.
- February 1—Commercial permits issued.

- February 1 through February 28—BLM reviews post-use reports and reconciles fees.
- April 30—Post-use for lion permits due to BLM.

Events, Organized Groups and Vendor Permits:

- 180 days prior to use date, BLM receives permit application.
- 180 – 150 days prior to use date, BLM notifies applicant that application has been received and requests any additional information. BLM begins environmental review if applicable.
- 150 – 120 days prior to use date, BLM may solicit public comment on the applicant's proposal.*
- 120 – 90 days prior to use date, BLM review panel reviews public comment (if solicited), the proposal and the environmental review.
- 90 days prior to use date, BLM notifies the applicant on permit approval or denial.
- 30 days prior to use date, proof of insurance, bond (if required), and 25 percent of estimated fees due to the BLM, unless a different fee payment schedule is approved by the authorized officer.
- 30 days after use date, post-use report and fees due to BLM.
- 60 days after use date, post-event report sent to permittee.

* Public Comment: BLM Grand Junction will send out a press release soliciting comments from the public concerning the new or renewing permit proposals. BLM will solicit comments based on the Application Review Criteria listed on pages 7, 8, & 9 below. In addition, comment will be solicited from individuals and groups on the Wilderness Study Area (WSA) and Wilderness interested parties mailing list in the Grand Junction Field Office for any proposals inside WSAs or the Black Ridge Canyons Wilderness. BLM may solicit public comment at anytime throughout the year based on priorities and as need arises.

Application Requirements:

1. Commercial Permits:

These items must be submitted between August 1 and August 31 for new applications and proposed changes to existing permits:

- A. A business plan:
New applicants for commercial permits will need to satisfactorily prepare a business plan that includes the following considerations before their request will be considered. Updated business plans may also be required from renewing permittees who are submitting operational changes. A detailed business plan provides the BLM a basis to evaluate the proposal and effectively determine whether the proposal is consistent with management objectives. The BLM Grand Junction Field Office expects a detailed plan that addresses

the following:

- A description of the business: include the products and services that you will offer and your knowledge of the industry
- A geographic analysis: include a discussion of the advantages and disadvantages of the location where you are proposing your business, and what your approach will be to overcome any problems posed by the location
- A market analysis: describe your anticipated market (age, hobbies, income, local, regional, national, international, etc.), describe the size of the current market and potential for growth in demand, and discuss your advertising strategy (how, when and where)
- A competitive analysis: identify 3 or 4 of your competitors, discuss their strengths and weaknesses, discuss why you will be able to compete and capture a share of the supply side of the market
- Benefits to public lands recreation: identify how your proposal enhances the opportunity for visitors to enjoy public lands and helps the BLM meet recreation management objectives

- B. Application form, completed and signed
- C. Operating Plan
- D. Map providing sufficient detail showing specifically where use is proposed to occur
- E. Signed copy of SRP Terms, Conditions and Stipulations
- F. Application fee (if applicable)

2. Event Permits:

These items must be submitted 180 days prior to the proposed use date for event applications:

- A. Application Form, completed and signed
- B. Operating Plan that includes a:
 - Course plan (including a map)
 - Safety plan
 - Communications plan (if applicable)

3. Required 60 days prior to use for new and renewing permits: (for all permits)

- A. Copy of any applicable state, county or city licenses, permits or registrations
- B. Evidence of permission to use private land (if applicable)

- C. Copy of current advertising brochure and price list
- D. Copy of client-outfitter contract or participant registration/waiver
- E. Estimated use fees

4. Required 30 days prior to use

- A. Proof of insurance meeting BLM standards as defined in the terms, conditions, and stipulations.

5. Required 10 days prior to use for new and renewing permits:

- A. Updated guide list
- B. List of vehicles and license numbers used in operations
- C. Bond (if applicable)

Application Review Criteria:

Permits proposals described in business and operating plans will be evaluated using the following criteria. These criteria offer an objective framework for SRP application evaluation. Applications that best comply with the acceptance criteria will be accepted (subject to potential modifications) by the authorized officer.

1. Compliance History
 - Applicant must be in compliance, and have a history of compliance, with local, state and federal regulations. Applicant or authorized representatives have not been convicted of a federal, state or local violation in connection with the proposed operations or activities within the last three years.
2. Safety and Safety History
 - Applicant has demonstrated a history of providing an acceptable level of safety for clients.
3. Consistency with Land Use Planning documents
 - Proposals will be evaluated for consistency with current planning documents, including but not limited to the GJFO Resource Management Plan, the McInnis Canyons NCA Resource Management Plan, the Bangs Canyon Special Recreation Management Plan, North Fruita Desert Management Plan, and the Grand Mesa Slopes Management Plan. All proposals in a Wilderness Study Area must be consistent with the BLM's interim management policy.

4. Conflicts
 - Permits will not be issued in areas where conflicts currently exist between existing permittees, or between permittees and the public or landowners. Valid conflicts include:
 - Camps; location, number and distance between camps
 - Types of activities permitted
 - Use levels during specific time periods
 - Enforcement/compliance problems exist
 - Improper conduct by permittee or employees
 - Unacceptable resource impacts
 - Overlapping use areas where the same type of use is currently permitted
5. Diversity of Services
 - Applicants must demonstrate that their proposal enhances the diversity of recreational opportunities available for visitors and the services are needed by the public.
6. “Priority Consideration”
 - An existing service provider with a satisfactory compliance record, serving the current estimated demand and fully using his/her operating area, will hold “priority consideration.” BLM will consider the *performance of* existing service providers and the *effects on* existing service providers when evaluating an application. If a “priority” service provider is significantly affected, ideas by entrepreneurs or organizers will be declined by BLM.

NOTE:

- A permittee not reporting use for a two-year period will lose priority status.
- Before a permit would lose priority status, other factors will be considered, including but not limited to economic conditions/fluctuations, availability of hunting licenses, weather and other natural phenomena which may adversely affect a permittee’s operating plans.

7. Low Percentage of BLM Public Lands
 - Applications may be refused where public lands comprise a low percentage of the total area and recreational management goals are being met.
8. Adjoining Lands and Joints Permits
 - The area should include blocks of public land large enough to accommodate the various guided and non-guided activities without relying on adjacent private, leased or state lands. Preference will not be given to applicants who own or lease private land adjacent to BLM

public lands. Preference will not be given permittees that have a joint permit issued by another land management agency office.

These criteria are a means to analyze applicants and offset potential problems. Many complex issues are best addressed through an ongoing effort between the permittees and the BLM. The criteria do not set explicit use levels or carrying capacities.

Cost Recovery Requirements:

If more than 50 hours of BLM staff time is required for processing and administering a permit, cost recovery of direct expenses related to the permit will be charged. If the 50-hour cost recovery threshold is exceeded, then cost recovery begins with the first hour of BLM time spent with permit administration. When cost recovery is necessary, the authorized officer shall notify the applicant of potential charges in writing within 30 days of receipt of the application.

Permit Term:

The GJFO may issue permits on a yearly, or multi-year, term for up to 5 years.

New permittees will be issued 1-year probationary permits for a minimum of 2 years.

Permitted Operating Areas:

Permits will be authorized for the *minimum* amount of public land necessary to practically operate a business. Operating areas will be subject to review through post-use reports. Use areas may be modified if permittees do not fully utilize their proposed use area. Permits with two consecutive years of non-use may be cancelled. Before a permit would be modified, other factors such as economic conditions/fluctuations, availability of hunting licenses, weather and other natural phenomena which may adversely affect a permittee's operating plan will be considered.

Authorized use of public lands outside the GJFO may be authorized if requested by the applicant and approved in writing by the adjacent Field Office authorizing officer. Operating areas that overlap Field Office boundaries will be issued via a joint-use permit. *Non-adjacent use areas (areas that do not have a common boundary with the GJFO)* may be authorized via a joint permit if approved by both Field Office authorizing officers. If approval is not granted, authorization will only include public land in the approved portion of the GJFO.

Annual Operating Authorizations:

Annual operating authorizations will be issued to permittees after the GJFO

receives preseason fees; updated proof of insurance; copies of valid licenses, permits and registrations from state, county or city agencies; updated guide lists with copies of current guide information as determined by BLM Colorado handbook; and current client contract.

NOTE: Permits will not be valid without an annual operating authorization.

Permit Fees:

Fees for recreation use of public lands and related waters are charged to (1) commercial users, (2) commercial event participants, (3) competitive event participants, (4) vendors, and (5) participants in organized group activities and events that require a permit.

- Fees can also be charged for individual use of Special Areas, reservation/assignment of sites and livestock grazing when associated with recreational use.
- Recreation fees due the Government must be paid in advance of any authorized use to ensure that the Government receives payment.
- All payments exceeding the amount owed the BLM will be credited to the next year, unless a refund is agreed to by the BLM and the permittee or the permit is a 1-year permit or single-use event permit.
- Event permits will pay 25 percent of estimated fees 60 days prior to the use date, and may be required to secure a bond.
- Commercial permits will pay 100 percent of estimated fees if the estimated fee is less than \$500, and 50 percent of estimated fees if the estimated fees are greater than \$500.
- Commercial use fees are based upon 3 percent of the adjusted gross revenue derived from use authorized under the SRP.
- Competitive and commercial event fees are based upon 3 percent of the adjusted gross revenue derived from use authorized under the SRP, or \$4 per person per day, whichever is greater.
- Organized group use fees are \$4 per person per day.
- Vendor fees are based upon 3 percent of the adjusted gross revenue derived from sales on BLM public lands.
- Other fees as specified by BLM Colorado may apply.

Post-Use Reporting:

Post-use reports, trip log summaries and payments will be required 30 days after the last day of authorized use or on a date agreed to by the authorized officer. Permittees issued a year-round permit may be required to submit two post-use reports, one report for the primary and one report for the secondary season of use.

SRPs will be monitored through post-use reports, trip log summaries and field

checks to determine *actual-use areas, use periods, types of use and actual amounts of use* for each permittee. Post-use reports will be the primary method used to determine the actual (not proposed) use levels and the actual (not proposed) use areas.

Periodic audits of permittee's records will be used to ensure accurate post-use reporting.

Trip logs must show beginning and ending dates of each trip, location of use area (closest drainage), number of clients and staff on each trip, number of days use occurred on both BLM and private lands and total receipts.

The Post-Use Report must summarize the total number of client and staff visitor days, total receipts, amount of deductions claimed and actual-use permit fee for use of BLM public land. Payments will be made for each use period. If no use occurs during a use period, a post-use report still must be submitted stating non-use for the period.

If an accident or injury associated with the permitted event or activity should occur, the permittee will report the nature, cause and extent of the injury to the permit administrator within 48 hours of the incident.

Discounts for Time off BLM Public Lands:

The number of days public land was used, relative to the total trip days (which includes exclusive private land use days), will be used to determine any discount. *A BLM Use Day is defined as any calendar day, or portion thereof, for each individual accompanied or serviced by a permittee on BLM public lands or waters.*

Deductions:

Deductions from gross receipts for a trip will be allowed for actual transportation for the guest and lodging for the guest that is included in the price of the trip before a guest's arrival at the beginning of the trip, and after departure at the end of a trip. Supporting receipts will be required for any deductions.

Grace Period:

A January 1 through January 31 grace period will be given to existing hunting outfitters to accommodate the administrative overlap with the State of Colorado Office of Outfitters Registration. New applicants will need a registration number before the BLM permit is issued. All permits issued for the current year will be void on February 1 of that year, if proof of State license registration is not received by the BLM permit administrator by January 31 of the current permit year.

New Permittees:

New permittees will be placed in a probationary status for two years and issued permits on a yearly basis. After two years, the permit can be converted to a term of up to five years, in accordance with the above structure (see Permit Term), a good compliance record and approval by the authorized official.

Stipulations:

The standard *Terms, Conditions and Stipulations* for commercial permits apply to all SRPs. Additional terms, conditions and stipulations may be assigned to a permit based on land use planning prescriptions, environmental analysis or other factors. Failure to adhere to any standard stipulation, attached stipulation or revised policy will result in remedial action(s). BLM reserves the right to revoke or alter the terms, conditions and stipulations of SRPs at any time.

Permit Transfers:

Permittees that wish to have their permit privileges transferred to a new operator must receive written permission from the GJFO permit administrator. The new permit applicant will follow the guidelines in this policy when applying for the new permit.

Permittee information policy:

A current list of permittees and permitted uses will be posted on the GJFO web site as well as at recreation sites, and shared with other BLM and U.S. Forest Service offices.

Signature Page:



Catherine Robertson
Field Manager

February 3, 2006

Date

I have read the Grand Junction Field Office Special Recreation Policy and understand that my permit proposal will be evaluated using the guidance of this policy and that my permit will be administered using the guidance of this policy, the Colorado BLM State Handbook and the BLM Handbook H-2930-1.

Permittee or Applicant

Date

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

FORM APPROVED
OMB NO. 1004-0119
Expires: June 30, 2007

SPECIAL RECREATION APPLICATION AND PERMIT
(43 U.S.C 1201; 43 U.S.C. 1701; 16 U.S.C. 460 L-6(a); and 43 CFR Group 2930)

Permit No.

Instructions: Complete Items 1 through 18, and return to appropriate BLM Office. *(Use additional sheets, if necessary.)*

Type or Print Plainly in Ink

WHEN SIGNED BY AUTHORIZED BLM OFFICIAL, THIS PERMIT AUTHORIZES

1. ☐ New Application ☐ Renewal of Existing Permit

2. Name of Business or Organization

3. Your Name

4. E-mail address *(optional)*

5. Social Security Number or Taxpayer Identification Number

6. Address *(include zip code)*

7. Phone No. *(include area code)*

8. Fax No. *(include area code)*

9. Applicant is: ☐ Sole Proprietor ☐ Partnership ☐ Corporation ☐ Individual
(If corporation, attach copy of Articles of Incorporation and Certificate unless already on file.)

10. Name(s) and phone number(s) *(include area code(s))* of person(s) authorized to conduct business with BLM concerning the permit.

11. Application is for *(check all that apply)*: ☐ Commercial ☐ Competitive Event ☐ Organized Groups ☐ Vending ☐ Individual

12. To use the following public lands/related waters *(provide name, legal description and/or attach map)*.

13. For the following purpose *(provide full description of activity or event including number of anticipated participants and spectators)*.

14. Dates of proposed use: Beginning Date: _____ Ending Date: _____
OR Leave the above dates blank if applying for renewal of multi-year permit.

15. Describe facilities including water and sanitation facilities you intend to provide, attach operations plans, location maps, and insurance certificate prepayment. *(Include your name on each document.)*

16. Attach the following documents: Operations Plan, Maps, Certificate of Insurance, Prepayment of Fees, and other documents requested by BLM.
(Include your name on each document):

17. Do you have a permit with BLM/USFS? ☐ Yes ☐ No If so, where?

17a. Have you had a permit previously? ☐ Yes ☐ No If so, where?

17b. Have you ever been denied or had a permit revoked? ☐ Yes ☐ No If so, where?

17c. Have you forfeited a bond or other security? ☐ Yes ☐ No If so, where?

17d. Are there any pending investigations against you? ☐ Yes ☐ No If so, where?

17e. Have you been convicted of violations regarding natural resources, cultural resources or any activity related to your proposed permit?
☐ Yes ☐ No If so, where?

APPLICATION REQUIREMENTS
*(The conditions and stipulations required by
the Bureau of Land Management (BLM) are checked below)*

The following must be submitted before an application is approved and a permit issued. This information must be submitted within _____ days after the date of application:

- ☐ a. A topographic map, showing area of proposed use with routes, parking, staging areas, proposed improvements, and other points of intensive use specifically identified. U.S. Geological Survey (USGS) topographic quadrangle maps are available from USGS offices and from numerous private concerns. *Planning unit maps* are also available at most BLM District Offices to help determine land ownership patterns.
- ☐ b. Applicant must inform other pertinent private landowners and/or public agencies (*law enforcement, highway, fish and game, etc.*). Bureau of Land Management will contact other authorized users of public lands, etc.

- ☐ c. A certificate from an insurer that comprehensive insurance has been obtained for this use or event in the amount specified by the BLM. The certificate must name the U.S. Government as additional insured, and give the BLM 30 days notice of cancellation or modification of such insurance.
- ☐ d. An acceptable bond, surety, cash deposit, or other acceptable guarantee of payment in amount of \$ _____ to secure payment of the special recreation use fee and/or mitigation of damages.

PERMITS SUBJECT TO THE FOLLOWING CONDITIONS:
*(The conditions and stipulations required by
the BLM are checked below.)*

- ☐ 1. This permit is issued for the period specified. It is revocable for any breach of conditions or at the discretion of the Bureau of Land Management, at any time upon notice. This permit is subject to valid adverse claims heretofore or hereafter acquired.
- ☐ 2. This permit is subject to all applicable provisions of the regulations (43 CFR Group 2930).
- ☐ 3. This permit is subject to the provisions of Executive Order No. 11246 of September 24, 1965, as amended, which sets forth the Equal Opportunity clauses. A copy of this order may be obtained from the BLM.
- ☐ 4. This permit may not be reassigned or transferred by permittee.
- ☐ 5. Permittee must pay the sum of estimated user fees in advance of permit issuance. Adjustments to use fee charges will be based on actual use reported on the Post Use Report.
- ☐ 6. Permittee must observe all Federal, State, and local laws and regulations applicable to the premises; to erection or maintenance of signs or advertising displays including the regulations for the protection of game birds and animals, and must keep the premises in a neat, orderly manner, and sanitary condition.
- ☐ 7. Permittee must take all reasonable precautions to prevent and suppress forest, brush, and grass fires, and to prevent polluting of waters on or in vicinity of the public lands.
- ☐ 8. Permittee must not enclose roads or trails commonly in public use.
- ☐ 9. Permittee must pay the United States for any damage to its property resulting from this use.
- ☐ 10. Permittee must notify the BLM of address change immediately.
- ☐ 11. Permittee must not cut any timber on the public lands without prior written permission from the BLM.
- ☐ 12. Permittee must indemnify, defend, and hold harmless the United States and/or its agencies and representatives against and from any and all demands, claims, or liabilities of every nature whatsoever, including, but not limited to, damages to property, injuries to or death of persons, arising directly or indirectly from, or in any way connected with the permittee's use and occupancy of the public lands described in this permit or with the event authorized under this permit.
- ☐ 13. Authorized representatives of the Department of the Interior, other Federal agencies, and game wardens must at all times, have the right to enter the premises on official business.
- ☐ 14. Permittee must abide by all special stipulations attached.
- ☐ 15. Permittee must not disturb archeological and historical values, including, but not limited to, petroglyphs, ruins, historic buildings, and artifacts.
- ☐ 16. Permittee must leave in place any hidden cultural values uncovered through authorized operations.

NOTICES

The Privacy Act of 1974 and the language at 43 CFR 2.48(d) provide that you be furnished the following information.

AUTHORITY: 43 U.S.C. 1201; 43 CFR Group 2930.

PRINCIPAL PURPOSE: BLM will use the information you provide to determine whether or not to issue you a Special Recreation Permit. BLM will use some of the information will determine your qualifications for the permit and the other information to determine the merits of your proposal.

ROUTINE USES: BLM will disclose the information according to the release information contained in the regulations at 43 CFR 2.56(d).

EFFECT OF NOT PROVIDING INFORMATION: Disclosing the information is necessary to receive a benefit. Not disclosing the information may result in BLM's rejecting your application.

The Paperwork Reduction Act of 1995 requires us to inform you that:

BLM will use the information to determine whether or not to issue you a Special Recreation Permit.

Response to this request is required to obtain a benefit.

BLM would like you to know that you do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a currently valid OMB control number.

BURDEN HOURS STATEMENT

Public reporting burden for this form is estimated to average 30 minutes per response, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to U.S. Department of the Interior, Bureau of Land Management, (1004-0119), Bureau Information Collection Clearance Officer (WO-630), 1849 C Street, NW, Mail Stop 401 LS, Washington, D.C. 20240.

18. Certification of Information: I CERTIFY the information in this application is true, complete, and correct to the best of my knowledge and belief and is given in good faith. I acknowledge that I (we) am (are) required to comply with any conditions or stipulations that are required by the BLM when the permit is issued.

(Signature of Applicant)

(Date)

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212 makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

FOR BLM USE ONLY

Special Recreation Permit No. _____ is: ☐ Commercial ☐ Competitive Event ☐ Organized Groups ☐ Vending ☐ Individual
This application is hereby approved subject to the conditions and special stipulations on reverse and any attachments.

(Signature of BLM)

(Date)

PERMITTEE MUST HAVE THIS PERMIT (OR LEGIBLE COPY) IN POSSESSION DURING USE IN PERMITTED AREAS.

**SPECIAL RECREATION PERMIT
TERMS, CONDITIONS AND STIPULATIONS
FOR ALL PERMITTED ACTIVITIES**

Revised March 2005

Stipulations: The following set of standard stipulations are automatically included and apply to all permits (some additional stipulations are specific to only certain activities). Failure to comply with these stipulations may result in remedial actions listed on page 9. Per 2932.40, violations of permit terms or stipulations may be subject to fines and imprisonment, in addition to administrative penalties.

APPLICANT NAME _____

I. RISKS, HAZARDS AND SAFETY

A. Hazards related to climate, topography and terrain, waters, vegetation and wildlife, and manmade features are found on public lands and present risks which the permittee assumes. The permittee shall be responsible for inspecting sites, trails, roads, rivers and other authorized use areas for dangers and hazardous conditions, ensuring awareness by employees and clients of such risks and hazards, and promoting safe practices at all times.

B. Adequate first aid and safety equipment shall be provided while performing the permitted activities.

C. All guides and employees responsible for clients in the field shall be trained in First Aid and CPR, and hold a valid certification of training from the American Red Cross or its equivalent.

D. In case of human death, or wildfire, involving the permitted operation, the County Sheriff shall be notified immediately, and the BLM shall be notified immediately after the Sheriff is notified.

E. The permittee shall notify the BLM of any accidents involving the permitted operation which result in loss of consciousness, injury disabling individuals in excess of 24 hours, requiring medical treatment or search and rescue, and/or property damage in excess of \$100, and shall submit a detailed written report to the BLM within 10 days from the date of the accident. Other accidents shall be reported in the Post Use Report.

II. INDEMNIFICATION

A. The permittee shall indemnify, defend, and hold harmless the United States and/or its agencies and representatives from any and all demands, claims, or liabilities of every nature whatsoever, including, but not limited to damages to property, injuries to or death of persons, arising directly or indirectly from, or in any way connected with the authorized use and occupancy of the lands authorized for use under this permit.

B. Insurance: Coverage shall be obtained for the permitted operations in the minimum liability coverage amounts of:

- (1) \$ 300,000 for persons, bodily injury or death for any one occurrence;
- (2) \$ 600,000 annual aggregate and;
- (3) \$ 30,000 property damage for any one occurrence.

C. An insurance certificate shall be submitted, stating the limits of coverage, identifying the United States Government" as additional insured, and that the insurer will give BLM thirty (30) days notice prior to cancellation or modification of such insurance. The certificate will also list the permitted activities that the policy covers.

III. APPLICABLE LAWS AND REGULATIONS

A. This Permit is subject to all applicable provisions of the regulations (43 CFR Group 2930 and 8300) which are made a part hereof.

B. The permittee shall observe all applicable Federal, State, and local laws and regulations while performing any authorized activity, including but not limited to: (1) operation, use and registration of motor vehicles, OHVs, aircraft, and boats; (2) hunting and fishing; (3) use of firearms; (4) injury to persons or destruction of property; (5) noise, air and water pollution; (6) littering; (7) drinking water and sanitation; (8) food service; (9) use of fire; and (10) business practices.

C. Permits involving the taking of game, including fish, shall be valid only when accompanied by a valid State Outfitters Registration. Permits involving river floating or guiding shall be valid only when accompanied by a valid State River Outfitters License.

D. All hunters shall comply with the Colorado Division of Wildlife hunter safety requirements.

E. Permittee shall comply with restrictions while operating in a Wilderness or Wilderness Study Area (WSA) as prescribed in 43 CFR 8500. Maps and information on the Wilderness or WSA boundaries and restrictions are available at the Field Office.

F. Permittee shall comply with Off-Highway Vehicle (OHV) designations and restrictions in the area of operation as identified in the Resource Management Plan and prescribed in 43 CFR 8340.

G. Permittee shall obtain a Colorado State Child Care License if working with minors.

IV. LIMITATIONS

A. This permit authorizes only temporary use in connection with the operations, during the period(s) and in the area(s) identified in the permit and authorized by an Annual Operating Authorization.

B. If an existing commercial permittee wishes to sell or otherwise terminate his or her business and desires that permit privileges be transferred to a new owner, the permittee must notify the authorized officer in advance, in writing, and receive advance written approval for the permit transfer from the authorized officer.

C. Use of Non-Public lands: This permit does not authorize use of non-BLM land (i.e. private, city, county, state, or other federal land).

D. The applicant shall provide upon request the name(s) and address(s) of private landowners whose property is used in connection with the permitted operations, and evidence of permission to use such land.

E. Access to Public Lands: The BLM does not guarantee legal access to public lands unless legal access for the general public is available. Where legal public access is not available, the permittee is responsible for obtaining permission from the landowner(s) to travel through or use private lands.

F. Multi-Year Permits: A multi-year permit is not valid unless accompanied by a current Annual Operating Authorization.

G. Joint Permit Requirement: This permit authorizes use of public lands in this Field Office; use of public lands in other Field Office or National Forest lands must be approved under a separate or joint permit. Code of Federal Regulation citations for both the BLM and Forest Service are valid and will be enforced for joint permits on associated public lands.

H. If a lion outfitter does not own their own dogs, they must furnish copies of all lease or rental arrangements for the dogs that they plan on using.

V. ASSIGNMENT AND SUBLETTING OF PERMIT PRIVILEGES

A. The permittee may not assign permit privileges to a third party. For purposes of this permit, an assignment of permit privileges is indicated if one or more of the following occur:

1. A third party advertisement used to book a trip does not clearly indicate that the trip will be operated by the company holding the permit;
2. A third party provides both passenger transportation to the trip departure point and equipment used on the trip;
3. More than two (2) representatives or employees of the third party act as guides/crew on the trip. Representatives' employees must constitute less than 50 percent of the guides/crew on trip;
4. A trip is represented to the participants as being conducted by other than the permittee.
5. Equipment or guide clothing carries a name, markings or logo of the third party involved with the trip (this does not apply to booking agents who are permitted outfitters in the permit area). See B. below for the use of equipment not marked with the permittee name or approved abbreviation;
6. The passengers or guides/crew are not covered by the insurance carried by the permittee.

B. Guides and employees must fall under federal and state employment regulations and be listed in the operating plan prior to each operating season. (ie. IRS Form-1099, independent contractor form).

C. If you are proposing to employ guides or employees who are licensed and/or permitted outfitters elsewhere, that must be disclosed at the time you submit their name and information. (*New for 05)

D. Written notice must be given to the BLM to use equipment with outfitter markings (company names, logos, etc.) other than those of the permit holder prior to the time of use (hunt, launch, tour, etc.). If the markings are those of an outfitter not permitted to operate in that area, the markings of equipment used must not be visible while on the BLM-administered lands and waters.

VI. NON-EXCLUSIVE USE

A. The permittee, employees and clients shall not interfere with other valid uses of public land, including but not limited to grazing, mining, and other recreational uses by the general public or other permitted commercial operations.

B. Roads, trails and trailheads, or campsites commonly in public use shall not be blocked or enclosed by the permittee.

C. This SRP does not guarantee the permittee's sole use of public land areas, nor does it grant the exclusive use of any area.

D. Public lands will generally remain available on a first-come, first served basis to other commercial and private recreational users. Nothing herein implies that the first permittee in any area has been granted exclusive use, or priority use.

VII. CONDUCT AND MANNERS

A. The permittee is at all times responsible for the actions of himself, his employees, clients and guests in connection with the authorized operations, and shall not cause a public disturbance or engage in activities which create a hazard or nuisance.

B. The permittee should practice the TREAD LIGHTLY and LEAVE NO TRACE land ethics and inform their clients about these practices and ensure that they follow them.

VIII. MODIFICATION OR AMENDMENT

A. The BLM reserves the right to alter the terms, conditions, and stipulations of this permit at any time upon notice for reasons such as changes in law, policy or administrative procedure, to prevent use conflicts, to protect public safety, or to prevent resource damage.

B. The permittee shall request amendment or modification of the permit to provide for changes prior to issuance of annual operating authorization in: use areas or sites, season of use, services provided, fee structure, or any other changes in operations.

C. The BLM may restrict use or close sites or areas on public land, or require relocation of use sites or areas to prevent use conflicts, protect public safety, or prevent resource damage.

IX. PAYMENTS

A. Use Fee Payments: Permit fees are due and payable in advance based on estimated use gross receipts. Payments shall be sent to the Field Office by check, money order or cashier's check, made payable to the "Bureau of Land Management".

B. Basis for Fee: The annual permit fee shall be three percent (3 %) of total client charges or \$90.00 annual minimum for commercial permits, or \$4.00 per person per day for events whichever is greater. Gross receipts shall be the sum of all payments made by clients for services rendered in connection with the permitted operations, before disbursement to private landowner for use of private land, payment to employees, and any other disbursement.

C. Periodic Payments: At the Field Manager's discretion, when the estimated use fee is greater than one thousand dollars (\$1,000), a schedule for periodic payments may be arranged.

D. End of Season Payment: The actual use fee shall be determined from the use reports. Payment should accompany the post-use reports and trip logs due 30 days after the last day of use or as specified on SRP.

E. Refunds:

1. No refunds of less than ten dollars (\$10.00) will be made.

2. Unless requested in writing all overpayments will be credited for use for the following operating season.

F. Late Payments

Late payment of fees may result in additional fee penalties, permit probation, suspension, and/or revocation, and interest and administrative handling charges.

G. Deductions

Allowable deductions in permit fees shall be agreed upon in advance, and may include costs related to the permitted operations incurred by the permittee for long distance offsite transportation, and off-site lodging, per Handbook H-2930-1.

H. Discounts for Non-Public Lands use (For Upland Use Only) must be requested and approved prior to use. No discounts are allowed for river related permits.

X. USE REPORTS

A. Trip Logs

Trip Logs shall be submitted within 30 days of the authorized use season or as specified on the permit, on a form provided by the BLM, or an approved equivalent. Trip logs shall indicate accurately the dates of use, location, type of use, number of clients, number of staff, vehicles and livestock used, total receipts, and any deductions claimed. Penalty fees may be charged for late reports.

B. Post Use Report

A Post Use Report shall be submitted as specified or within 30 days of the last day of use authorized or as specified on permit, on a form provided by the BLM, or an approved equivalent. The post use report shall indicate accurately the total number of clients served during the term of the permit, total staff and total use, total receipts and total deductions claimed, discounts for time off public lands, and describe any accidents or injuries occurred, and management problems or concerns. Penalty fees will be charged for late reports.

C. Late Use Reports

Late submission of use reports may be cause for action against the permittee, including probation, suspension, and/or revocation, and criminal penalties.

D. Non-Use

Zero use must be requested in writing prior to the issuance of Annual Operating Authorization. Minimum payments still apply. The authorized officer may cancel a permit after two consecutive seasons of unapproved non-use. In certain areas covered by Special Recreation Management Plans, travel management plans, or other site-specific plans, special provisions regarding non-use of permits may apply.

XI. INSPECTION OF RECORDS AND PREMISES

A. The BLM, or duly authorized representative, may examine upon request any of the records, including but not limited to bookings, client registers, financial records, leases or contractual agreements, licenses, or other documents related to the permitted operations, as outlined in 43 CFR 2932.55.

B. The BLM and its cooperators, including the Colorado Division of Wildlife, USDA Forest Service, and the Colorado Division of Parks and Outdoor Recreation, shall at all times have the right to enter the premises located on public land on official business. The permittee shall allow reasonable access to private lands owned or utilized in the permitted operation for purposes related to administration of the permit.

C. The permittee and all employees shall post a copy of the Permit, Annual Operating Authorization in plain view at the base of operations and camps, where clients, BLM and Division of Wildlife officers have the opportunity to read it. All guides and employees must carry a copy of the Permit and Annual Operating Authorization while conducting operations on public lands, and they must be familiar with the Permit terms, conditions and stipulations that pertain to this permit.

XII. SIGNING AND ADVERTISING

A. Signs or advertising devices on public land require advance approval on the location, design, size, shape or color, and message.

B. All advertising shall be accurate and not misrepresent in any way the services or accommodations provided, or the area authorized for use. Brochures and other advertising materials shall include the following disclosure: All or part of this operation is conducted on Public Lands under special permit from the U.S. Bureau of Land Management.

XIII. CAMPSITES

A. Camps may be set up for no longer than necessary, and no earlier than 5 days prior to the first day of use authorized and must be removed within five days after the authorized use period. No year-round, permanent camps may be established on BLM lands; only temporary facilities are permitted.

B. Camps shall be located to avoid conflict with public road and trail traffic, and stream or lake access, and to the extent possible shall be located out of sight of major trails. C. All campsites and temporary improvements shall be as described in the approved operating plan.

D. All campsite facilities including but not limited to tents, latrines, livestock control facilities, shall be located at least 200 feet from the nearest spring, stream, lake, pond or reservoir unless specifically authorized otherwise.

E. All campsites must be approved prior to use. Clearances may be required, such as inventories for cultural resources and/or for threatened or endangered species.

XIV. CAMPFIRES

A. Unless permanent fire rings are designated, open campfires shall be built only in areas free of hazardous fuels. Fire rings or pits shall be set on bare mineral soil. After use, fire rings or pits shall be obliterated and the site rehabilitated. Open fires may be prohibited during periods of extremely high fire hazard by order of the BLM, the applicable county or the State of Colorado.

B. Campfires shall be completely extinguished when left unattended. The permittee is responsible for all fires started by him/her self, employees, or clients, and may be held responsible for fire suppression costs resulting from wildfire caused by his/her operations.

C. An axe, shovel, water bucket or extinguisher for fire control shall be available at each campfire.

D. Wildfire caused by the permitted operation shall be reported immediately to the nearest BLM office. The permittee is responsible for informing employees, clients, and participants of the current fire danger and required restrictions or precautions that may be in effect.

XV. LIVESTOCK USE

A. Authorized pasture use of livestock is temporary and limited to transportation purposes, and will not establish a priority for future use of the range. Rangeland grazing may be restricted and feed may be required to be packed, all feed supplied as part of permitted operations must be **certified weed free**. The permittee shall prevent localized over grazing and damage to vegetation by permitted livestock.

B. Construction of permanent fences or corrals is not permitted. Temporary livestock control structures may be erected with advanced approval, including corrals and hitching racks, provided they are dismantled after the use season.

C. The permittee may be required to pay additional fees for forage consumed by livestock during the permitted operations. This fee will be at the current rate for grazing use.

D. Livestock shall not be tied to trees for other than short term, temporary stops. Hobbles, pickets, high lines or corrals shall be used to control livestock.

E. Livestock control structures (corrals, hitching racks, pickets, high lines) must be at least 200 feet from springs, streams, lakes, reservoirs or other water sources. Whatever method of livestock control is used, it will not result in removal or death of the under story vegetation.

F. Pack stock may be grazed if permitted by the SRP. If electric fences are used, they will be moved every 3 days to a new areas. If picket ropes are used, they will be moved every other day to a new area. If high lines are used, their location must be approved in advance.

XVI. EQUIPMENT CACHES

Food and/or equipment caches require advance authorization. When authorized, caches shall be neatly stored out of sight of roads and trails. Food caches must be “wildlife proof.”

XVII. RESOURCE PROTECTION

A. Aesthetics: Permittee shall protect the scenic and aesthetic values of the public lands used in the operations, and maintain premises on permitted areas to acceptable standards of repair, orderliness, and cleanliness.

B. Rehabilitation: After camps and other temporary facilities are dismantled, insofar as practical, the area shall be left in a natural state. Reseeding with BLM approved seed mix may be required of any areas disturbed by campsites.

C. Sanitation: Self contained or pit type toilets/privies, with or without tent coverings, shall be used at all campsites on public land. The permittee will be responsible for establishing a latrine for all permitted camps and for final rehab when the camp is removed. Waste from self contained toilets must be disposed of at a State approved sewage disposal facility. When abandoned, toilet pits shall be covered with a minimum of 12 inches of topsoil and back filled to pre-existing grade. While in use, human waste in pits shall be covered with a layer of topsoil or lime after each individual use.

D. Trash Disposal: Camps and other permitted areas shall be regularly cleaned and no trash or litter shall be allowed to accumulate. Combustible trash may be burned when campfires are authorized. All non-combustible trash, including but not limited to tin cans, spent brass, glass bottles, foil, and wire shall be packed out. Trash shall not be buried on public land.

E. Dead animals and their remains shall be disposed of at least 200 feet away from springs, streams, lakes, ponds, campsites, roads/trails.

F. Waste or by-products of any kind shall not be discharged into any stream, reservoir, lake or pond.

G. Soils: Permittee shall conduct the permitted operations in a manner which prevents rutting, or soil erosion.

H. Vegetation Damage/Removal: All operations shall be conducted in a manner which prevents damage to or loss of vegetation cover. Poles may be cut for temporary facilities if these are authorized by permit on public land. Cutting, clearing or defacing of standing trees, alive or dead, or clearing and cutting of shrub/groundcover for any other reason shall require specific advance authorization. When tree cutting is authorized, stumps shall be left no higher than 6 inches above ground level and slash shall be lopped and scattered. A separate permit is required for removal and transportation of woodland/tree products from public land.

I. Firewood Cutting: Firewood may be cut on public land only for campsite use while on public land, and may not be transported off the public lands without a separate firewood cutting permit. Only dead and down trees shall be cut for firewood, with stumps left no higher than 6 inches above ground level, and the slash shall be lopped and scattered.

J. Protection of Public Property: Signs, equipment, markers, fences, livestock watering facilities or any other property found on public land shall not be damaged, destroyed, defaced, removed, or disturbed.

K. Cultural Resources: All persons associated with operations under this permit must be informed that any objects or sites of cultural, paleontological, and scientific interest, such as historic or prehistoric resources, graves or grave markers, human remains, ruins, cabins, rock art, fossils, or artifacts shall not be damaged, destroyed, removed or disturbed. If in connection with operations under this permit any of the above resources are discovered, the permittee shall immediately stop operations in the immediate area of the discovery, protect such resources, and notify the BLM authorized officer of the discovery. The immediate area of the discovery must be protected until the operator is notified in writing to proceed by the authorized officer.

L. Wilderness and Wilderness Study Areas (WSA): Use of electric generators, all motorized and mechanized equipment including chainsaws and vehicles is prohibited within a Wilderness or WSA. If supplemental livestock feed is used, cubed, pelletized, or processed feed or **certified weed free hay** shall be used.

M. Permittee is responsible for knowing where Public Land, Wilderness, and WSA boundaries are and the restrictions that may apply to an area of operation within these boundaries. Maps and information concerning restrictions are available at the local Field Office.

N. Facility Construction: Construction of permanent facilities or improvements of any kind, including but not limited to roads, trails or structures, is not approved by this permit and shall require separate authorization.

XVIII. PERFORMANCE EVALUATION

A. The BLM shall conduct periodic inspections and performance evaluations of the permittee's operations and compliance with the terms, conditions and stipulations of the Permit.

B. Violations and Penalties: Any violation of the permit terms, conditions and stipulations may be subject to penalties prescribed in 43 CFR 2932.40, which may include fines up to \$1,000 and/or imprisonment up to 12 months. Additionally, any such violation may result in permit revocation, suspension or probation. Violations may also be cause for the BLM to deny approval of a Special Recreation Permit or Operating Authorization for subsequent years. If a permit is canceled or suspended, permit applications will not be approved for any person connected to or affiliated with the operation under a canceled or suspended permit.

Acceptable means that the permittee has generally operated in accordance with the terms and conditions established for the permit

Probationary means that the permittee has not operated in full accordance with the terms and conditions of the permit. Corrective action by the holder is mandatory and continued operation at this level of performance is unacceptable. Permittee will only qualify for a 1 year permit. If this performance level is received 2 years in a row, the authorized officer may suspend or terminate the permit and/or deny future permit applications.

Unacceptable means that the permittee has not operated in accordance with the terms and conditions of the permit and cannot be allowed to continue. This performance level will result in suspension, termination, or revocation of permit privileges as appropriate to the circumstances.

C. Permit holders will be notified with a certified letter of any deficiencies in pre-season, permitted activities, or post-use requirements. If the requirement is not met within 15 days after receipt of certified letter, a penalty of \$100 will be assessed. After 30 days of the receipt of the letter, the penalty is \$200. If at the end of the 30 day period after receipt of certified letter, the deficiency is still not corrected and penalty fee not paid, the permit will be temporarily suspended, in whole or in part without compensation, for any failure to comply with the terms, conditions and stipulations. Operations on public land shall cease immediately upon suspension. After a permit is suspended, any commercial use of public lands shall be in violation of federal regulations. The BLM may reinstate the permit for use, after corrective action is taken by the permittee and the operation is in compliance with the terms, conditions and stipulations. Probationary status will follow for one year after the deficiency is corrected. Repeated permit violations may also result in suspension.

XVIII. CERTIFICATION

I have read these terms, conditions and stipulations and understand that I must abide by them while performing activities in connection with the permitted operations.

Date _____ Signature _____

Print Name _____

Company Name _____

Commercial, Competitive and Organized Group Events

APPLICATION DEADLINES

Applications are due at **least 180 days in advance of the first intended use date** unless a shorter time is authorized by the Field Manager having jurisdiction over the public lands to be used.

FEES

COMMERCIAL USE: \$4.00 per person per day or 3% of gross receipts, or the minimum fee of \$80, whichever is greater.

COMPETITIVE USE: \$4.00 per person per day or 3% of gross receipts, or the minimum fee of \$80, whichever is greater.

ORGANIZED GROUP ACTIVITIES AND EVENT USE PERMITS: \$4.00 per user day.
When the event is both commercial and competitive, the competitive fee schedule will be used.

PAYMENT OF USE FEES

A payment reflecting 25% of estimated use is required 30 days prior to the event. The fee will be adjusted, based on actual use, after use is made.

Bonds

A minimum \$500 cash or surety bond **may** be required to ensure payment of fees, and to mitigate damages. If a bond is required, the bond must be received by the BLM no later than 14 calendar days before the event date. The bond will be returned to the permittee upon satisfactory payment of all fees and compliance with permit stipulations, including any reclamation and/or rehabilitation requirements. The amount of the bond will be established individually for each permittee based on fee amount paid the previous event and as determined to be sufficient by the authorized officer to defray the costs of rehabilitation. Acceptable bonds are:

Cash Bond – amount of money deposited with the government which can be drawn upon to defray costs of restoration and rehabilitation of the lands affected by a permitted use.

Payment Bond – amount of money deposited or a promissory arrangement entered into to guarantee payment of fees associated with a SRP.

Surety Bond – promissory note of a financial institution that guarantees payments of an amount of money to defray the costs of restoration of lands affected by the permitted use.

INSURANCE REQUIREMENTS

An insurance certificate must be submitted no later than 30 days prior to event date and include a provision to notify the appropriate BLM Field Manager(s) before the policy is either modified or terminated. BLM's Field Managers may require greater coverage where a potential for higher claims exist. Minimum acceptable liability insurance coverage is:

\$300,000 for persons, bodily injury or death for any one occurrence;
\$600,000 annual aggregate; and
\$ 30,000 property damage for any one occurrence.

The certificate must list the United States Government as **additional insured**, state the limits of liability, and specify that the insurer will give the additional insured as well as the certificate holder 30 days written notice before cancellation of the policy.

The Forest Service, USDA requires higher insurance minimums. The higher insurance minimum applies for all joint permits (see these higher limits on page 10).

STANDARD STIPULATIONS FOR COMMERCIAL, COMPETITIVE AND ORGANIZED GROUP EVENTS

FOR ALL PERMITS

1. Permittee is responsible for ensuring that participants do not drive off designated use areas and/or course routes; participant and spectator use will be restricted from sensitive resource areas.
2. Permittee is responsible for crowd control, ensuring that the event is orderly, does not endanger bystanders or participants, and is conducted in a peaceable manner to enhance recreation satisfaction and promote the public well being.
3. Permittee agrees to reroute and/or relocate use areas to avoid sensitive use areas identified by BLM before or during the event.
4. All range fence gates opened for the event will be monitored during the event to prevent passage by livestock and closed immediately at the end of the event.
5. Permittee will take all reasonable measures to ensure that entrants, spectators and casual users attracted by the event will not harass wildlife or livestock in the vicinity, including publication of notices discouraging such use in the local news media.
6. Permittee will take all reasonable measures to inform other recreationists in the area of the event and associated temporary road restrictions, including publication of notices to this effect in the local news media.
7. Permittee will mark sensitive areas identified by BLM, routes, staging areas, parking, and pit areas with non-defacing markers and appropriate signs and will ensure that all such materials are immediately removed upon completion of the event.
8. During the event, permittee will provide on-the-ground staff monitoring to ensure that use occurring is confined to areas actually authorized by permit.
9. Permittee is responsible for ensuring that all authorized motorized use conforms to the Conditions of Use set forth in 43 CFR Subpart 8341.1, regulations governing use. (see attached)
10. Nothing in this permit will be construed as a license for the permittee, employees, or clients to use areas of the public lands which are otherwise restricted or closed (e.g., restrictive off-highway vehicle designation areas).
11. Permittee is responsible for ensuring the safety of all spectator, entrant, concessionaire, and/or support personnel.
12. Permittee is responsible for furnishing self-contained chemical sanitation facilities and trash receptacles at locations as necessary, to keep these serviced neat and clean

during the event, and to provide for off-site disposal of all refuse and human waste generated from the event, in accordance with all applicable local, state, and federal ordinances, laws, and regulations.

13. Permittee shall observe all applicable federal laws and regulations. All state and local laws and ordinances apply to all BLM-administered public land. This includes, but is not limited to, laws and ordinances governing (a) operation and use of motor vehicles, aircraft, and boats; (b) hunting and fishing; (c) use of firearms; (d) injury to persons or destruction of property; (e) air and water pollution; (f) littering; (g) sanitation; and (h) use of fire.

14. Operation and maintenance of all sanitation, food service, and water supplies, systems, and facilities by the permittee or his/her concessionaires shall comply with the standards of the local department of health and the United States Public Health Service.

15. Permittee will provide first-aid/EMT services adequate to meet emergency needs arising from the event, including CPR and medi-vac transportation for hospital care.

16. The Field Manager reserves the right to postpone or cancel the event if environmental conditions develop in which the event would subject the land to substantial resource damage or the public to unacceptable risk--factors such as heavy rains, flooding, early thawing, etc.

17. Permittee shall protect the scenic aesthetic values of the area under permit and the adjacent lands, insofar as practical, while exercising privileges granted during setup, operation, and maintenance of the permitted operation. When facilities for the event are dismantled, the area should be left in a natural state.

18. At the conclusion of the event, the area will be inspected and all trash or debris resulting from the event will be removed by the permittee. (time limits will be determined with individual permits)

19. Permittee will restore any resource damage from the event as specified by the Field Manager. Failure to restore damaged areas may result in application of the performance or reclamation bond to remediate damaged areas.

20. Permittee assumes responsibility for coordinating the event with all adjacent landowners and securing access needed across privately owned lands, ensuring that trespass does not occur.

21. Proof of insurance shall be provided at least one week prior to the event. Insurance shall be consistent with requirements stated in the Colorado BLM Special Recreation Permit information booklet or as amended by the Field Manager.

22. All officials will receive a copy of applicable stipulations prior to competitive event(s).

23. Permittee, entrants, and/or spectators will not interfere with other valid uses occurring on the public land such as grazing, mining, and other recreational uses.

24. BLM reserves the right to revoke a permit for reasons such as, but not limited to, noncompliance with stipulations (before and/or during the event), failure to provide

services specified in the operating plan, or untimely permit reporting.

25. Permittee agrees to make all relevant books, documents, papers, and records of his/her operation available to BLM upon request (as outlined in 43 CFR Subpart 2932.55) for analysis by qualified representatives of BLM and other Federal agencies authorized to review BLM's permitting activities.

26. Permittee shall post a copy of the authorizing permit in plain view where all clients and BLM, DPOR, and DOW employees have the opportunity to read it.

27. Permittee will notify BLM of any accidents occurring on the public lands which result in loss of life, loss of consciousness, disabling of individuals in excess of 24 hours, having to secure medical treatment, or property damage in excess of \$100, and will submit a detailed written report to BLM within 10 days from the date of the accident.

28. Permittee is responsible for ensuring that all participants, spectators, and permit holder employees adhere to the occupancy and use regulations set forth in 43 CFR 8365. (see attached)

29. The Authorized Officer has the discretionary authority to revoke future permits for violation of any safety procedure.

30. The permittee will distribute written instruction or will hold a pre-event briefing to inform participants of routes, safety procedures, and other necessary directives.

31. To prevent the importations and distribution of noxious weeds, the permittee shall require participants to inspect and clean vehicles of weeds seed prior to event.

Certification: I have read these terms, conditions and stipulations and understand that I must abide by them while performing activities in connection with the permitted operations, **and I understand that failure to adhere to any stipulation could result in forfeiture of bond, denial of future permits, or both.**

Signature _____

Print Name _____

Date _____

Event Operations Plan Worksheet:

Your operating plan should adequately address all applicable items listed below!

1. Course Plan

- detailed map
- locations of marshals
- location of emergency medical staff
- notes on where and how the course will be marked

2. Safety Plan

- number of EMS staff
- location of EMS staff
- documentation of EMS staff qualifications
- evacuation plans for the course
- identify helicopter landing zones

3. Communications Plan

- will a radio system be used? What are the frequencies?
- Cell phones? What are the numbers?
- Who is the main contact person for the media
- How will you contact BLM? Who is the race director?

4. Staging Area Plan

- parking plan (how many staff?, where will vehicles be parked?)
- where will EMS be at the staging area?
- where is the overflow parking?
- Where are the official stations? (registration, timing, start/finish)
- How will the area be marked?
- How many toilets? Where will they be? (recommended 1 per 30 entrants)

5. What will you need from the BLM

- do you need a closure of routes?
- Do you need law enforcement help?

6. Are other permits needed? State or county?